

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

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WRIT PETITION No. 5486 of 2006

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Dated: 20.03.2006

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Between:

T.V.Chokka Rao S/o Muralidhar Rao

R/o H.No.8-3-342, Sapthagiri colony,
Karimnagar.

... PETITIONER

And:

Sri Sathavahana Grameena Bank,

Head Office: Karimnagar,
represented by its Chairman.

... RESPONDENTS

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ORDER:

Petitioner, a Senior Manager in Sathavahana Grameena Bank, filed this writ petition questioning the order, dated 06.10.2004, vide proceedings No.F.DP/CVO/F.67/38 and the consequential proceedings dated 22.02.2006, vide proceedings No.F.Conf.DP/CVO/F.67/60.

Disciplinary proceedings were initiated against the petitioner by framing several charges for his misconduct. The main charge was that as Branch Manager, the petitioner entertained middlemen while releasing Electric motor loans to Bhallunaik, Mothukupally and other Thandas Borrowers and acted against the interest of the Bank and borrowers. After conducting necessary enquiry, the enquiry officer submitted a report stating that some of the charges levelled against the petitioner are proved. Based on the said report, a show cause notice, dated 22.02.2006, was issued to the petitioner to show cause as to why the proposed punishment should not be imposed upon him for the irregularities committed by him.

It is the submission of the learned counsel for the petitioner that the allegations made against the petitioner are false and no proper opportunity was given to him in the enquiry conducted by the enquiry officer pursuant to the initiation of the disciplinary proceedings.

It is very well settled that if any enquiry is conducted, and if the petitioner finds any defects in the process of the enquiry and the enquiry report, it is open for him to submit explanation pursuant to the show cause, raising such objections. However, before passing of final orders in the matter, the grounds raised by the petitioner cannot be gone into by this Court at this stage.

In that view of the matter, I do not find any ground to admit the writ petition. However, it is made clear that it shall be open for the petitioner to file objections with regard to the process of enquiry and findings recorded in the enquiry report before the disciplinary authority, within a period of two weeks from today. If such explanation is submitted by the petitioner, the disciplinary authority shall accept the same and pass appropriate orders considering the objections raised by the petitioner.

Subject to the above directions, the writ petition is disposed of. There shall be no order as to costs.

20.03.2006

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